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17 *Attorneys for Defendant*

18 FACEBOOK, INC.

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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN JOSE DIVISION**

MAXIMILIAN KLEIN and SARAH GRABERT,  
individually and on behalf of all others similarly  
situated,

Plaintiffs,

v.

FACEBOOK, INC., a Delaware corporation,

Defendant.

Case No. 5:20-cv-08570-LHK

**DECLARATION OF DAVID Z.  
GRINGER IN SUPPORT OF  
DEFENDANT FACEBOOK, INC.'S  
MOTION FOR ADMINISTRATIVE  
RELIEF TO CONSIDER WHETHER  
CASES SHOULD BE RELATED  
AND CONSOLIDATED**

1 I, David Z. Gringer, declare as follows:

2 1. I am a partner at Wilmer Cutler Pickering Hale and Dorr LLP. I represent  
3 Defendant Facebook, Inc. in the above-captioned action.

4 2. On March 29, 2021, I emailed the interim co-lead counsel for plaintiffs in this  
5 action and asked whether plaintiffs would stipulate to Facebook's motion for administrative  
6 relief to consider whether *Klein* and *Ryan* should be related and consolidated. Counsel for the  
7 user plaintiffs have not responded to my inquiry; counsel for the advertiser plaintiffs agree that  
8 the cases should be related.

9 3. I also emailed counsel for plaintiff in the *Ryan* action and asked whether plaintiff  
10 would stipulate to Facebook's motion for administrative relief to consider whether *Klein* and  
11 *Rosenman* should be related and consolidated. Counsel for the plaintiff responded that they  
12 agree the cases should be related.

13 4. The Complaint in *Ryan* is attached as Exhibit 1 to this declaration.

14 I declare under penalty of perjury that the foregoing is true and correct.

15 Executed on this 2nd day of April, 2021 in Washington, District of Columbia.

16  
17 By: /s/ David Z. Gringer

18 David Z. Gringer  
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**SIGNATURE ATTESTATION**

I am the ECF User whose identification and password are being used to file the foregoing. Pursuant to Civil Local Rule 5-1(i), I hereby attest that the other signatories have concurred in this filing.

Dated: April 2, 2021

/s/ Sonal N. Mehta

Sonal N. Mehta